

**U.S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KATHRYN BLISS,)	
Plaintiff,)	NO. 2008 CV 923
)	
V.)	Judge: Dow, Jr.
HARINAM EXPRESS, L.L.C. and)	
PETER CORBETT,)	
Defendants.)	
-----)	
HARINAM EXPRESS, LLC., and)	
PETER CORBETT,)	
Counter-Plaintiffs,)	
v.)	
PIER ONE, INC.)	
Counter-Defendant.)	

CERTIFICATE OF NOTICE OF ELECTRONIC FILING OF AFFIRMATIVE DEFENSES

TO: Mr. Ralph Hruby
4320 Winfield Road
Suite 200
Warrenville, Illinois 60555

Shimon B. Kahan
Haynes, Studnicka, Kahan, O'Neill & Miller
200 W. Adams Street, Suite 500
Chicago, Illinois 60606-5215

PLEASE TAKE notice that the attached below listed document was filed with the Clerk of the U.S. District Court for the Northern District of Illinois, Eastern Division, this 4th day of September, 2008.

1. Affirmative Defense of Counter-Defendant Pier 1 Imports (U.S.), Inc.

By: s:/Mark T. McAndrew - 6274068

Certificate of Mailing

The undersigned being duly sworn on oath, states that service of the above Notice of Electronic Filing by mailing a true and accurate copy of said document this 4th day of September, 2008, at 5:00 p.m. by depositing same in the United States Mail at Chicago, Illinois, proper postage being duly affixed.

s:/Mark T. McAndrew - 6270468

Hennessey & Roach, P.C.
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Chicago, Illinois 60603
312-346-5310
Attorney No.: 6274068

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KATHRYN BLISS,)	
Plaintiff,)	NO. 2008 CV 923
)	
V.)	Judge: Dow, Jr.
HARINAM EXPRESS, L.L.C. and)	Magistrate Judge: Valdez
PETER CORBETT,)	
Defendants.)	
-----)	
HARINAM EXPRESS, LLC., and)	
PETER CORBETT,)	
Counter-Plaintiffs,)	
v.)	
PIER ONE, INC.)	
Counter-Defendant.)	

AFFIRMATIVE DEFENSE

NOW COMES the Counter-Defendant, PIER 1 IMPORTS (U.S.), INC. by and through its attorneys, Hennessy & Roach, P.C. and for its Affirmative Defense states as follows:

1. The Plaintiff, Kathryn Bliss was an employee of Pier 1 Imports (U.S.), Inc. at the time and place of the occurrence giving rise to this lawsuit.
2. The Plaintiff has received workers' compensation benefits pursuant to the Illinois Workers' Compensation Act, 820 ILCS 305/1 et seq.
3. In the event Pier 1 Imports (U.S.), Inc. is determined to be guilty of negligence which proximately caused or contributed to the injuries of the plaintiff, which liability is specifically denied, any such judgment must be limited to an

amount not greater than its workers' compensation liability set forth under Kotecki v. Cyclops Welding Corp., 136 Ill.2d 155 (Supreme Court, 1991).

Respectfully submitted,

HENNESSY & ROACH, P.C.

By: s/Mark T. McAndrew/6274068
Mark T. McAndrew,
Attorney for Counter-Defendant
Pier 1 Imports (U.S.), Inc..

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